

Exhibit I

1 UNITED STATES DISTRICT COURT
2 FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
3 SOUTHERN DIVISION
4

5 KASEY D. ALVES,

6 Plaintiff,

7 VS.

CAUSE NO.: 1:06cv912 LG-JMR

8 HARRISON COUNTY MISSISSIPPI, BY AND
9 THROUGH THE BOARD OF SUPERVISORS;
10 HARRISON COUNTY SHERIFF'S DEPARTMENT;
11 SHERIFF GEORGE PAYNE, JR.; AND,
12 HEALTH ASSURANCE, LLC.,

13 Defendants.

14 DEPOSITION

15 OF

16 ROBERT N. ELEUTERIUS

17 Taken on behalf of the Plaintiff

18 9:37 a.m., Wednesday, March 12th, 2008

19 before

20 Lisa H. Brown, CSR #1166

21 COAST-WIDE REPORTERS

22 Court Reporters

23 Post Office Box 95

24 Biloxi, Mississippi 39533-0095

25 (228) 374-5066

ORIGINAL

1 him.

2 Q. Have you ever met Mr. Steve Martin?

3 A. No, sir.

4 Q. All right. Go to page seven. Second
5 paragraph, number one, Staff Use of Force. Do you see
6 that in the middle of the page?

7 A. I have Security Administration on page seven.

8 Q. Yeah, right below that.

9 A. Okay. I'm sorry. Yeah, I see it.

10 Q. Okay. And then it says, "In the six
11 previous reports filed since 1997 there was a single
12 instance in which I reported on a misapplication of
13 force, chemical agents or restraints."

14 Do you see that?

15 A. Yes.

16 Q. And then, the next sentence says, "As
17 aforementioned, there were thirty-one incidents of
18 force in December 2004, which represents a serious
19 increase in the use of force at HCDC."

20 Do you see that one?

21 A. Yes, I do.

22 Q. Do you remember reading this report and
23 seeing -- or being informed of this finding in this
24 report?

25 A. I do remember being informed about it, yes.

1 Q. Did the Board take any action in response to
2 that report to you?

3 A. I don't recall if that's one thing that we
4 may have gone to the District Attorney with or not. I
5 just don't remember. It's been too long ago.

6 Q. And then, it says, "In reviewing the use of
7 force incident packages for November/December 2004, a
8 very disturbing pattern of misuse of force is
9 evident."

10 Do you remember being informed of that
11 finding?

12 A. Yes.

13 Q. And, again, do you remember if the Board took
14 any action or response to that?

15 A. I do not.

16 Q. And then, it says, "Of the four incidents
17 summarized below, it should be noted that four of the
18 same officers were involved in two or more of the four
19 incidents." Were you made aware of that finding?

20 A. No, I was not.

21 Q. Again, when the sheriff submits -- the
22 sheriff has to submit the hiring of an individual to
23 the Board for approval; is that correct?

24 A. Yes.

25 Q. When the sheriff submits an individual for